

BOARD OF PUBLIC WORKS & SAFETY
Thursday, July 3, 2014
8:30 A.M.

The Board of Public Works & Safety of the City of Huntingburg met in regular session on Thursday, July 3, 2014 at the hour of 8:30 A.M. in the Council Chambers of the Huntingburg City Hall with members Spinner, Souders and Cox present. Also present was City Attorney Schneider.

Mayor Spinner called the meeting to order.

A motion was made by Spinner, seconded by Souders and carried to approve the minutes of the June 5, 2014 meeting.

A motion was made by Cox, seconded by Souders and carried to approve the claims as presented.

Heather Borman of Salem United Church of Christ was present to seek approval for a Special Event Permit Application for the Salem United Church of Christ Picnic and Ice Cream Social to be held on August 10, 2014 from 5:00 to 9:00 P.M. The request included permission to close 4th Street between Walnut and Geiger Streets during the event.

A motion was made by Cox, seconded by Souders and carried to approve the Special Events Permit Application for the Salem United Church of Christ as presented.

Fire Chief Patberg presented his monthly report.

Wastewater Superintendent Kemp was absent. The wastewater monthly report was reviewed.

Street Superintendent Stamm presented his monthly report. He informed the Board that the new patching machine would be delivered in about a week. He reported that the planned repaving of 1st Street will be postponed until next year due to the discovery of failing clay pipe storm-sewer on 1st Street between Jackson and VanBuren Streets and the need to replace that storm-sewer with plastic pipe, and the probable street cutting due to the proposed remodeling of the Police station on 1st Street.

Police Chief Parks presented his monthly report. He informed the Board that he is in the process of getting an anonymous phone line installed.

Code Enforcement Officer Collett presented his monthly report.

City Attorney Schneider updated the Board on the status of the Notice of Huntingburg Municipal Code Violation and Order to Correct concerning the Bersaglia property located at 411 N. Geiger Street, Huntingburg. Schneider noted that some of the items have been corrected and some are in the process of being corrected. Leo and Janice

Bersaglia were present and noted their progress. When asked, Mr. Bersaglia estimated that it would take about 8 weeks to finish the roof. Attorney Schneider suggested that the order to correct be revisited at the next Board of Public Works and Safety meeting noting the need for continued progress.

The Mayor noted the need for the Bersaglias to work with the Code Enforcement Department and keep the City informed as to the ongoing progress and indicated that this matter would be revisited at the next Board of Public Works and Safety meeting to determine if there is substantial compliance with the issued order to correct.

Attorney Schneider noted that this is the date, time and place set for a hearing on an Order to Demolish property at 609 N. Washington Street, Huntingburg owned by Mary Burch.

Clerk-Treasurer Dippel administered the oath to tell the truth, the whole, and nothing but the truth in these proceedings to all witnesses.

Huntingburg City Attorney Schneider called Huntingburg Deputy Code Enforcement Officer Steve Collett as the City's first witness. Collett noted the poor condition of the property and presence of insects and rubbish. Eight exhibits were presented by the City:

CED Exhibit 1	Harlen & Mary Burch History of Municipal Code issues.
CED Exhibit 2	Pictures of debris and rubbish at property
CED Exhibit 3	Pictures of exterior of property
CED Exhibit 4	Pictures of interior of property
CED Exhibit 5	Pictures of rubbish inside property
CED Exhibit 6	Code Enforcement Inspection Report of 6/6/14
CED Exhibit 7	Order to Demolish Building or Structure
CED Exhibit 8	Dubois County Health Department inspection report of 5/29/14

Collet indicated that property was vacant at the time of inspection and the property was not fit for human habitation and that the general condition of the property is such that the property should be demolished.

Ms Burch noted that repairs have been made and continue to be made on the house such as new flooring and spraying for insects.

Shawn Werner, Environmental Health Specialist, Dubois County Health Department, was the City's 2nd witness. He noted the condition of the property and the 50-100 dog kennels at the property. Werner was questioned about the 5/29/14 inspection report done by the Dubois County Health Department. He indicated that the property presents a health hazard and is unfit for human inhabitation.

Mary Burch presented the following exhibits:

Burch Resp. Exhibit 1	Anthony's Pest Control treatment sheet
Burch Resp. Exhibit 2	Paid in Full statement for Metal roof
Burch Resp. Exhibit 3	Balance paid Statement for floor construction
Burch Resp. Exhibit 4	Material & Labor statement for remodel
Burch Resp. Exhibit 5	Dillon Construction quote for house/roof repair noting paid amount and balance due.
Burch Resp. Exhibit 6	Dillon Construction quote for house/roof repair

Mary Burch addressed the Board and informed them of the money she has recently spent, approximately \$12,000.00, on improvements to the house and property. It is Ms. Burch's intent to live in the house. Ms. Burch requested 60 days extension of time to bring the house into compliance.

Mary Burch's niece, Catherine Hurst, addressed the Board and spoke of health issues faced by Ms. Burch following her mother and husband's death and subsequent improvements. Hurst informed the Board of the support being provided by others.

There was discussion about keeping the City informed of ongoing progress and allowing inspections by the City and County Health Department. Ms. Burch indicated that if given more time to bring the house into compliance with the Municipal Code she would allow inspections. She gave points of contact if she could not be reached.

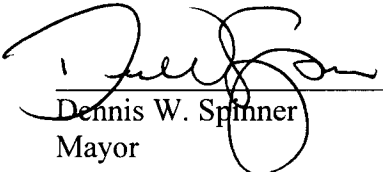
A motion was made by Souders to affirm the order to demolish. There was no second of the motion.

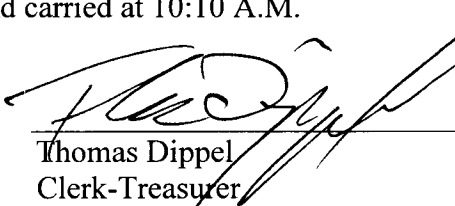
A motion was made by Spinner, seconded by Cox and carried (2 ayes, 1 nay (Souders)) to Stay the Order to Demolish until August 7, 2014 and that there be regular inspections between now and then to see if progress is being made and a final decision be made at the August 7, 2014 meeting.

Huntingburg Safety Director Don Foerster was present to request the closure of 1st Street from midway between Main Street and Jackson Street to the Street Department entrance and South Washington Street from 1st Street to Bretz Street from 7:30 A.M. to 10:30 A.M. on July 26, 2014 for a Youth Triathlon.

A motion was made by Souders, seconded by Spinner and carried to approve Foerster's request to close the streets as noted above on July 26, 2014 for the Youth Triathlon.

There being no further business to come before the Board, a motion to adjourn was made by Cox, seconded by Souders and carried at 10:10 A.M.


Dennis W. Spinner
Mayor


Thomas Dippel
Clerk-Treasurer